

PTO/SB/25 (09-04)

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**TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING
REJECTION OVER A PENDING "REFERENCE" APPLICATION**

Docket Number (Optional)

1601457-0008

In re Application of: Teng Pin Poo, et al.

Application No.: 09/898,310

Filed: July 3, 2001

For: A Portable Device Having Biometrics-Based Authentication Capabilities

The owner*, S-COM SYSTEM (S) Pte. Ltd., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending **reference** Application Number 09/898,365, filed on July 3, 2001, as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said **reference** application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending **reference** application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the **reference** application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on said **reference** application, "as the term of any patent granted on said **reference** application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending **reference** application," in the event that: any such patent: granted on the pending **reference** application: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

Check either box 1 or 2 below, if appropriate.

1. ☐ For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney or agent of record. Reg. No. 44,215

Signature

May 19, 2005

Date

Patrick W. Ma

Typed or printed name

(650) 213-0300

Telephone Number

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) is included.

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*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner).
Form PTO/SB/96 may be used for making this statement. See MPEP § 324.

This collection of information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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RECORDATION DATE: 02/12/2002

REEL/FRAME: 012622/0430
NUMBER OF PAGES: 5

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

POO, TENG PIN

DOC DATE: 07/16/2001

ASSIGNOR:

LIM, LAY CHUAN

DOC DATE: 07/16/2001

ASSIGNEE:

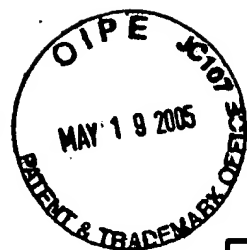
S-COM SYSTEM (S) PTE LTD.
30 LOYANG WAY, #07-13/14/15
LOYANG INDUSTRIAL ESTATE,,
SINGAPORE
508769

SERIAL NUMBER: 09898365
PATENT NUMBER:

FILING DATE: 07/03/2001
ISSUE DATE:

012622/0430 PAGE 2

STEVEN POST, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS



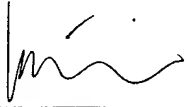
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To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.			
1. Name of conveying party(ies): a) Teng Pin Poo b) Lay Chuan Lim Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		2. Name and address of receiving party(ies) Name: <u>S-COM SYSTEM (S) Pte Ltd.</u> Internal Address: _____ Street Address: <u>30 Loyang Way, #07-13/14/15</u> <u>Loyang Industrial Estate, Singapore 508769</u> City: _____ State: _____ Zip: _____ Additional name(s) & address(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
3. Nature of conveyance: <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Other _____ a) 7/16/01 b) 7/16/01 Execution Date: _____		4. Application number(s) or patent number(s): If this document is being filed together with a new application, the execution date of the application is: _____ A. Patent Application No.(s) <u>09/898,365</u> B. Patent No.(s) _____ Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
5. Name and address of party to whom correspondence concerning document should be mailed: Name: <u>White & Case LLP</u> Internal Address: <u>Patent Department</u> Street Address: <u>1155 Avenue of the Americas</u> City: <u>New York</u> , State: <u>NY</u> Zip: <u>10036</u>		6. Total number of applications and patents involved: <u>1</u> 7. Total fee (37 CFR 3.41).....\$ <u>40.00</u> <input type="checkbox"/> Enclosed <input checked="" type="checkbox"/> Authorized to be charged to deposit account 8. Deposit account number: <u>23-1703</u>	
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9. Signature. Patrick Ma, Reg. No. 44,215 _____ Name of Person Signing  _____ Signature January 16, 2002 _____ Date Total number of pages including cover sheet, attachments, and documents: <u>1</u>			

Mail documents to be recorded with required cover sheet information to:
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ASSIGNMENT

WHEREAS, WE, **Poo, Teng Pin**, residing at Apt Blk 44 Bedok South Road, #11-763, Singapore 460044, Singapore, citizen of Singapore; and **Lim, Lay Chuan**, residing at Apt Blk 322, Bukit Batok Street 33, #03-04, Singapore, (hereinafter "ASSIGNORS") are the inventors of the invention entitled **A PORTABLE DEVICE HAVING BIOMETRICS-BASED AUTHENTICATION CAPABILITIES** for which we have executed an application for a Patent of the United States

_____ which is executed on even date herewith

 X which was filed on July 3, 2001 as United States Patent Application Number 09/898,365 or PCT International Application Number PCT/SG01/00134 and was amended on _____ (if applicable).

and WHEREAS, S-COM SYSTEM (S) Pte Ltd. (hereinafter "ASSIGNEE"), a Singapore Corporation having a business address at 30 Loyang Way, #07-13/14/15, Loyang Industrial Estate, Singapore 508769 is desirous of obtaining our entire right, title and interest in, to and under the said invention and the said application:

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to me in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, WE, the said ASSIGNOR(s), have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, my entire right, title and interest in, to and under the said invention, and the said United States application and all divisions, renewals and continuations thereof, and all Patents of the United States which may be granted thereon and all reissues and extensions thereof; and all applications for industrial property protection, including, without limitation, all applications for patents, utility models, and designs which may hereafter be filed for said invention in any country or countries foreign to the United States, together with the right to file such applications and the right to claim for the same the priority rights derived from said United States application under the Patent Laws of the United States, the International Convention for the Protection of Industrial Property, or any other international agreement or the domestic laws of the country in which any such application is filed, as may be applicable; and all forms of industrial property protection, including, without limitation, patents, utility models, inventors' certificates and designs which may be granted for said invention in any country or countries foreign to the United States and all extensions, renewals and reissues thereof;

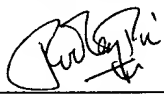
AND WE HEREBY authorize and request the Commissioner of Patents and Trademarks of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents or other evidence or forms of industrial property protection on applications as aforesaid, to issue the same to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND WE HEREBY covenant and agree that I have full right to convey the entire interest herein assigned, and that I have not executed, and will not execute, any agreement in conflict herewith.

AND WE HEREBY further covenant and agree that I will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to me respecting said invention, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing, reissue and foreign applications, make all rightful oaths, and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper protection for said invention in all countries. In the event that I am not an employee of ASSIGNEE at the time such aid is required, I agree to render such aid in return for an hourly rate of pay no greater than twice my equivalent regular hourly pay as it stood on the date of my departure from ASSIGNEE.

IN TESTIMONY WHEREOF, I hereunto set my hand and seal the day and year opposite my signature.

Date: 16 July 2001


Teng Pin Poo

L.S.

In the State of —, county of Singapore on 16 July 2001, before me Rayney Wong Keng Leong, Notary Public, personally appeared Teng Ping Poo, personally known to me/proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.


WITNESS my hand and official seal


Notary Public



IN TESTIMONY WHEREOF, I hereunto set my hand and seal the day and year opposite my signature.

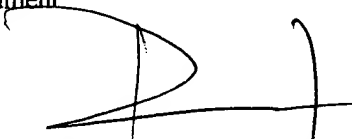
Date: 16 July 2001


Lay Chuan Lim

L.S.

In the State of -, county of Singapore on 16 July 2001, before me Rayney Wong Keng Leong, Notary Public, personally appeared Lay Chuan Lim, personally known to me/proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal


Notary Public

